

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

MICHAEL GAMBLE and CHARLOTTE GAMBLE, husband and wife,

Plaintiffs,

VS.

THE BOEING COMPANY EMPLOYEE  
RETIREMENT PLAN, THE BOEING  
COMPANY EMPLOYEE BENEFITS  
PLAN COMMITTEE,

## Defendants.

No. C10-1618 RSL

ORDER STRIKING DEFENDANTS' SUMMARY JUDGMENT MOTION AND DENYING PLAINTIFFS' MOTION FOR AN EXTENSION AS MOOT

This matter comes before the Court on “Defendant’s Motion for Summary

“Judgment” (Dkt. # 28) and “Plaintiffs’ Motion to extend Deadline for Responding to Defendants’ Motion for Summary Judgment” (Dkt. # 30).

As set forth in the Court’s “Order Granting Plaintiffs’ Motion to Compel” (Dkt. # 33), the Court has determined that Plaintiffs are entitled to the discovery they sought from Defendants. Because the Court believes this discovery will substantially affect many of the issues raised by Defendants in their motion, the Court STRIKES Defendants’ motion (Dkt. # 28) without prejudice. Plaintiffs’ motion (Dkt. # 30) is thus

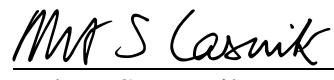
ORDER STRIKING DEFENDANTS' SUMMARY  
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MOTION FOR AN EXTENSION AS MOOT - 1

1 DENIED as moot. The Court will file an amended scheduling order that provides the  
2 parties with an adequate amount of time to complete discovery and bring dispositive  
3 motions.

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5 DATED this 26th day of October, 2011.

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8 Robert S. Lasnik  
9 United States District Judge

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25 ORDER STRIKING DEFENDANTS' SUMMARY  
26 JUDGMENT MOTION AND DENYING PLAINTIFFS'  
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